



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, शुक्रवार, 4 मार्च, 2011/13 फाल्गुन, 1932

हिमाचल प्रदेश सरकार

HIGH COURT OF HIMACHAL PRADESH, SHIMLA – 171 001

NOTIFICATION

Shimla, the 24th January, 2011

No.HHC/GAZ/14-308/2008.—Hon'ble the Chief Justice has been pleased to grant ex post facto sanction of two days earned leave for 18.12.2010 to 19.12.2010 with permission to prefix gazetted holiday which fell on 17.12.2010 and three days commuted leave w.e.f. 20.12.2010 to 22.12.2010 in favour of Shri Mohit Bansal, Civil Judge (Jr. Division)-cum-JMIC (II), Rohru, H.P.

Certified that Shri Mohti Bansal has joined the same post and at the same station from where he proceeded on leave, after expiry of the above period of leave.

Also certified that Shri Mohit Bansal would have continued to hold the post of Civil Judge (Jr. Division)-cum-JMIC(II), Rohru, H.P. but for his proceeding on leave for the above period.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIAMCHAL PRADESH, SHIMLA - 171 001

NOTIFICATION

27th January, 2011

No. HHC/Admn.3(126)/79-I.—45 days commuted leave with effect from 22.11.2010 to 05.01.2011 with permission to prefix Sunday falling on 21.11.2010 is hereby sanctioned, ex post facto, in favour of Sh. J.D. Bhardwaj, Deputy Registrar, of this Registry.

Certified that Sh. J.D. Bhardwaj has joined the same post and at the same station from where he had proceeded on leave after the expiry of the above leave period.

Certified that Sh. J.D. Bhardwaj would have continued to officiate the same post of Deputy Registrar but for his proceeding on leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIAMCHAL PRADESH, SHIMLA - 171 001

NOTIFICATION

27th January, 2011

No. HHC/Admn.3(117)78-I.—18 days earned leave on and with effect from 02.02.2011 to 19.02.2011 with permission to suffix Sunday falling on 20.02.2011 is hereby sanctioned in favour of Shri Tek Ram, Secretary of this Registry.

Certified that Shri Tek Ram is likely to join the same post and at the same station from where he proceeds on leave after the expiry of the above leave period.

Certified that Shri Tek Ram would have continued to officiate the same post of Secretary but for his proceeding on leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA – 171 001**NOTIFICATION***Shimla, the 27th January, 2011*

No.HHC/Admn.6 (20)/77-XVII.—In partial modification of this Registry Notification of even number dated 09/10.12.2010, Hon'ble the Chief Justice has been pleased to nominate Hon'ble Mr. Justice V.K. Sharma as Vacation Judge w.e.f. 5th February, 2011 to 19th February, 2011 instead of 6th February, 2011.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA - 171 001**NOTIFICATION***Shimla, the 27th January, 2011*

No.HHC/GAZ/14-216/95-I.—Hon'ble the Chief Justice has been pleased to grant 12 days earned leave w.e.f. 14.2.2011 to 25.2.2011 with permission to prefix second Saturday and Sunday falling on 12.2.2011 and 13.2.2011 in favour of Shri Yashwant Singh, Presiding Officer, Fast Track Court, Chamba, H.P.

Certified that Shri Yashwant Singh is likely to join the same post and at the same station from where he proceeds on leave, after expiry of the above period of leave.

Also certified that Shri Yashwant Singh would have continued to hold the post of Presiding Officer, Fast Track Court, Chamba, but for his proceeding on leave for the above period.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA – 171 001**NOTIFICATION***Shimla, the 28th January, 2011*

No.HHC/GAZ/14-52/74-VI.—In the interest of administration, Ms. Neha Sharma, Ms. Manisha Goyal, Ms. Upasna Sharma and Shri Vishal Bhamnotra, on their appointment as Civil Judges (Jr. Division) vide H.P. Government Notification No.Home-B(B)6-4/2006-III, dated 19.1.2011, are detailed for induction training in the H.P. Judicial Academy, Shimla with immediate effect till further orders and posted for the purpose of drawal of their salary etc., subject to confirmation by the Hon'ble Full Court, as under :—

1. Ms. Neha Sharma, as Civil Judge (Jr. Division), Court No.II, Shimla.

2. Ms. Manisha Goyal, as Civil Judge (Jr. Division), Court No.V, Shimla.
3. Ms. Upasna Sharma, as Civil Judge (Jr. Division), Court No.III, Mandi.
4. Shri Vishal Bhamnotra, as Civil Judge (Jr. Division), Court No.III,. Ghumarwin.

By order of
Hon'ble the Vacation Judge
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA- 171 001

NOTIFICATION

Shimla, the 28th January, 2011

No.HHC/Admn.6(24)74-VIII.—The High Court of Himachal Pradesh, in exercise of the powers vested U/S 12(2) of the Code of Criminal Procedure, 1973, has been pleased to appoint Civil Judge (Junior Division)—cum-JMIC, Nahan as Additional Chief Judicial Magistrate for District Sirmaur at Nahan w.e.f. 2.2.2011 to 9.2.2011.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIAMCHAL PRADESH, SHIMLA - 171 001

NOTIFICATION

28th January, 2011

No.HHC/Admn.3(145)/80-I.—7 days commuted leave with effect from 13.1.2011 to 19.1.2011 is hereby sanctioned, ex post facto, in favour of Shri Roop Singh Thakur, Assistant Registrar of this Registry.

Certified that Shri Roop Singh Thakur has joined the same post and at the same station from where he had proceeded on leave after the expiry of the above leave period.

Certified that Shri Roop Singh Thakur would have continued to officiate the same post of Assistant Registrar but for his proceeding on leave.

By order,
Sd/-
Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA - 171 001**NOTIFICATION***28th January, 2011*

No.HHC/Admn.3(145)/80-I.—19 days earned leave on and with effect from 21.02.2011 to 11.3.2011 with permission to prefix Sundays/Special Casual Leave from 30.01.2011 to 20.02.2011 and suffix second Saturday/Sunday falling on 12th & 13th March, 2011 is hereby sanctioned in favour of Shri Roop Singh Thakur, Assistant Registrar of this Registry.

Certified that Shri Roop Singh Thakur is likely to join the same post and at the same station from where he had proceeds on leave after the expiry of the above leave period.

Certified that Shri Roop Singh Thakur would have continued to officiate the same post of Assistant Registrar but for his proceeding on leave.

By order,
Sd/-
Registrar General.

नगर एवं ग्राम योजना विभाग

अधिसूचना

शिमला-2, 28 फरवरी, 2011

संख्या: टीसीपी-एफ(5)-5/2010.—हिमाचल प्रदेश की राज्यपाल, हिमाचल प्रदेश नगर और ग्राम योजना अधिनियम, 1977 की धारा 17 की उप धारा (4) और (5) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए शिमला योजना क्षेत्र में विकास क्रियाकलापों को विनियमित करने के प्रयोजन के लिए सरकार की अधिसूचना संख्या: 9-12/72-पीडब्ल्यू तारीख 24-03-1979 द्वारा अधिसूचित और राजपत्र हिमाचल प्रदेश में तारीख 31 मार्च, 1979 को प्रकाशित इनटेरिम डेवैल्पमेंट प्लान फार शिमला प्लानिंग एरिया में, पूर्वोक्त अधिनियम की धारा 17 की उप धारा (1) के अधीन यथाअपेक्षित अनुसार निदेशक, नगर एवं ग्राम योजना हिमाचल प्रदेश पत्र संख्या: हिम/टीपी/पीपी-पी रेग/शिमला जेन/9-वॉल्युम-II-5969 तारीख 06-09-2010 द्वारा यथा प्राप्त प्रस्ताव में कोई उपांतरण न करते हुए, निम्नलिखित रीति में और संशोधन करती हैं, अर्थात:-

चैप्टर X में संशोधन.— इनटेरिम डेवैल्पमेंट प्लान फार शिमला प्लानिंग एरिया के चैप्टर X में (क) पैरा 10.4 के स्थान पर निम्नलिखित रखा जाएगा, अर्थात:-

“10.4. Zoning Regulations.—Shimla Municipal Corporation Area of Shimla Planning Area shall be delineated into the following areas, namely:-

10.4.1. CORE AREA.—The Core Area shall comprise of the following areas, namely:-

- (i) Central Shimla bounded by the circular Cart Road starting from Victory Tunnel and ending at Victory Tunnel via Chhota Shimla and Sanjauli and the area bounded by Mall Road starting from Railway Board Building to Ambedkar Chowk, covering Museum Hill by road starting from Ambedkar Chowk, on the north side, joining the Chowk of Indian Institute of Advanced Studies and following the road joining

Summer Hill, Post Office and via upper road to Boileauganj Chowk and then joining the Cart Road, along Cart Road to Victory Tunnel; and

- (ii) from junction of Tribunal road and Cart Road near Secretariat then along the Tribunal road / path joining boundary/ Dhobi Ghat path and then following Dhobi Ghat boundary path upto the Shimla Junga road near Boundary. Then following Chhota Shimla Himalvi Bhawan path upto house of Sh. Amin Chauhan, then along with house of Sh. Amin Chauhan, Sh. Mansa Ram, Block No. 4,6,8,9,7,5,2 (all the blocks of H.P. Housing Board) and house of Sh. Ramesh Negi, Sh. Diwan Chand Gupta, Sh. N.S. Pal, Sh. Indervir Singh Pal, Sh. Ashwani Kumar, Sh. Y.K. Gautam and then along the path joining to the Chhota Shimla Kasumpti path near AIRA HOLME's Public School. Following Chhota Shimla Kasumpti path towards Kasumpti upto junction of Shimla-Junga road and SDA Complex road. The following Shimla Junga road towards Chhota Shimla upto Cart Road near Ashiana Restaurant. Then following Cart Road upto junction of Tribunal road and Cart Road near Himachal Pradesh Secretariat building.

10.4.2. RESTRICTED AREA.—The Restricted Area shall comprise of the following areas, namely:-

Area outside the Core Area, defined vide Para 10.4.1. above and bounded by bye-pass road starting from Barrier to Tutikandi-Khalini-Vikas Nagar, Pantha Ghati, Malyana, Bhattakufar to Dhalli Tunnel. The Restricted Area shall also include a belt of 50 meter on valley side of National Highway-22 starting from Barrier to Dhalli Tunnel. Sanjauli area starting from Dhalli Tunnel to old house of Smt. Shanti Devi along Tibetan Hospital (excluding Tibetan Hospital) to Dhingu Temple via Municipal Corporation path to electricity transformer all along defense boundary and then following the nallah cremation ground. From cremation ground to Sanjauli along existing Forest and Government land boundary and 50 meter on valley side of the Cart Road from Sanjauli Chowk to Victory Tunnel, Long Wood- Shankli, Ruldubhatta area bounded by upper Bhrari road on East upto Harvington to Power House along sewerage line path on west to cart road from above point to Tara Hall School to Tapovan to lower Kaithu along road on East to Cart Road along External Municipal road on North and West meeting cart road near Hotel Hans.

10.4.3. OTHER AREAS.—The Other Area shall comprise of all other parts of Shimla Planning Area excluding Core and Restricted Areas.

10.4.4. GREEN AREA.—The Green Area shall comprise of the following areas, namely:-

- (i) the Forest Area bounded by bye-pass and cart road starting from junction of barrier following the cart road to Parivahan Bhawan Nallah near Government Press then alongwith houses of Shri Yog Raj Sharma, J.N. Kaushal, Government Press Welfare Department to Tutikandi following the path meeting at bye-pass road near Government High school, then following the bye-pass and back to the junction of Barrier;
- (ii) Nabha Forest bounded by bye-pass and cart road from Tutikandi near Government High School following the path to cart road to Nabha road and following down along with HPPWD Godown Block No.28, Hostel I.T.I. Block No.25-A, Block No. 23, Block-D, Block No.21, Block LII/84 and Block-II/83 along nallah meeting at bye-pass road and back to Tuti Kandi near Government High school;

- (iii) Phagli and Lal Pani forest bounded by Cart road and bye-pass starting from Phagli path from the bye-pass to railway parking to cart road and then alongwith railway quarter Block No.62, house of Sh. Gopal Singh, Shiv Rajan, Directorate Education Office to Municipal Corporation Quarter to Sr. Sec. School Lalpani then alongwith, Ladakhi Mohalla path upto house of Smt. Janki Devi, Sunder Singh and Naresh then following the Nallah meeting at bye-pass road and back to the phagl path;
- (iv) Bemloe Forest bounded by Cart road and bye-pass starting from lift nallah moving along cart road then following down the path near Government quarters meeting at junction on Cart road to Bemloe road along with post office building C.P.R.I. Complex, house of Shri Sumer Chand, I.D. Garg, Tripta Devi, Uma Vati, Sawarn Lata, Block D & C to Bemloe road & bye-pass and following back the bye-pass upto the lift Nallah;
- (v) Himland Forest starting from CPRI Complex, on Bemloe road to house of Shri Ram Dhan Lal, Darshan Lal, Joginder Pal, D.P. Sharma to Cart road then following the Cart Road to Himland Nallah meeting at byepass to Bemloe road and back to CPRI Complex;
- (vi) Khalini & Chotta Shimla Forest Area bounded by Cart Road starting from the Nallah near Palika Bhawan then following the Nallah to Bye-Pass road then to B.C.S. Road via Khalini Chowk to the house of Shri Prithvi Sen. Telecom Office. house of B.S. Chauhan, Hukmi Devi, H.T. Upadhya, Savitri Niwas & Suman Niwas meeting bye-pass and following bye-pass to B.C.S. Dhobighat, Servant Quarters, Hospital, School Gate, Linlithgo Cottage, Gate Cottage, Pine Cottage, Jr. School of B.C.S. meeting Bye-Pass then alongwith Bye-pass upto the junction of S.D.A. road to Kasumpti Junga Road alongwith SDA Blocks to Tibetan School to house of Shri Vinod Sood, O.C. Bali, Parshotam Dass, M.M. Gulati, Brij Lal Gupta, K.S. Dhaluta, M.R. Sood, Balbir Singh, Joginder Lal, Varsha Vohra, Sarita Jaidk, Sant Kumar, R.R. Jain, B.L. Pandit, P.S. Negi, Bhupinder Obraia, T.L. Sharma, I.D. Gupta, Sudershan Mahajan, Penajit Singh, Army Servant Quarter then alongwith Cart road upto Palika Bhawan Nallah;
- (vii) Chhota Shimla Forest Area above card road starting from Eastern path near/ Military quarter to Mall Road to Western path meeting at Cart Road;
- (viii) Kasumpti Forest Area starting from the junction of Kasumpti Mehli Path and Police Colony Road near H.P.PWD enquiry office then following Mehli Kasumpti path upto Geeta Mandir along Jammu Castle Road upto junction;
- (ix) Charlie Villa Forest Area starting from Himachal Pradesh Public Service Commission building alongwith Himachal Pradesh Housing Board Building, houses of Shri Joginder Singh Kanwar, Manta Niwas, Sanjeev Sharma, Urvashi Sharma, Dr. Amba Charan, B.R. Malhotra, Mahinder Singh, O.P. Gupta, Army building, Fakir Chand Tada to Mall Road to C.M. residence then following the nallah near the house of Shri Satish Kumar Goel meeting at Cart Road;
- (x) Forest Area starting from the nallah near Himfed Petrol Pump following the nallah upto the junction of path and Nallah then following the path to the Himachal Pradesh Secretariat Building and following the Cart Road upto Himfed Petrol Pump;
- (xi) Jakhoo Forest starting from the junction of Raj Bhawan Road and Cart Road to Radha Swami Bhawan along U.S. Club Road to Lift Nallah to Titla Hotel following the road

to Oak Wood through Northern road then following the Nallah down ward to Snowdon Pump House via Snowdon Road to house of Shri T.D. Gupta, Sukhvinder Singh, M.C. Commissioner residence, Corner House (M.C. Qrt) Nehar Singh Thakur and Govt. Sr. Sec. School Sanjauli to Cart Road then following Cart Road upto the junction of Raj Bhawan Road and Cart Road;

- (xii) starting from Ram Chandra Chowk to Chief Minister residence via Raj Bhawan Road and Mall Road to Challet Day School then along U.S. Club Road to Ram Chandra Chowk;
- (xiii) Forest Area bounded by Cart Road and Snowdon Road starting from Sanjauli Chowk to Snowdon Hospital;
- (xiv) Bharari, Shankli and Ruldhu Bhatta Forest Area starting from RKMV College along Keleston Road to Harvingtion to Lower Bharari road to Sewerage line path alongwith house to Shri M.L. Sharma (Geeta Bhawan), Prem Bhawan house of Shri Desh Raj to Cart Road along Nallah then following Cart Road upto R.K.M.V. College;
- (xv) Summer Hill Forest area starting from the Boileauganj Chowk to Summer Hill Post Office alongwith Summer Hill road, then following ITI road upto the gate of Advance Studies via Chaura Maidan road upto Police Station Boileauganj encircling the Hillock;
- (xvi) starting from the junction of Boileauganj and NH-22 near C.M.P. post to Boileauganj ground Wakaf Board Building Shop No. 32 and Wakaf Board building Shop No.34 alongwith Chaura Maidan road upto nallah near Press Building and down the nallah meeting at Cart Road; and
- (xvii) starting from the gate of advance Studies along Elysium Hill road to Ambedkar Chowk encircling Elysium Hill via Chaura Maidan Road upto gate of Advance Studies.

10.4.5. HERITAGE AREA.- The Heritage Area shall comprise of the following areas, namely:-

- (i) Vice Regal Lodge Complex complete;
- (ii) one building depth on either side of road surrounding Vice Regal Lodge Complex;
- (iii) one building depth on either side of Mall Road from Gate of IAS upto Chhota Shimla Chowk via SBI, Scandal Point, Shimla Club and Oak Over;
- (iv) one building depth on either side of the path/road from Parakash Niwas (Housing Shimla Type Writer) near SBI via Kalibari to Scandal Point;
- (v) the area bounded by Scandal Point, Ridge, Regal, Takka Bench, Church, Ritz, U.S. Club Gate, PWD Office, Chalet Day School and The Mall Road;
- (vi) one building depth on either side of the road from Oak Over to Barnes Court (Governor's Residence) via Woodvilla;
- (vii) Green patches within heritage area;
- (viii) the following buildings falling inside the heritage area shall be the heritage buildings, namely:-
 1. Post Office Summer Hill, 2. Indian Institute of Advanced Study, 3. Post Office Chaura Maidan, 4. The Cecil, 5. Carton House, 6. Clermont, 7. Race View, 8. Vidhan Sabha Himachal Pradesh, 9. Gorton Castle, 10. Railway Board Building, 11. Parkash Niwas, 12. State Bank of India, 13. St. Mark's, 14. Kali Bari Temple, 15. Grand Hotel,

16. Bantony, 17. Telegraph office, 18. St. Andrew's Church, 19. General Post Office, 20. Building of the ICICI Bank, 21. The whole range of buildings starting from Northern Railway booking Agency opposite to Telegraph Office building and upto Ramji Dass Dina Nath Building on the Mall Road, 22. Town Hall, 23. Gaiety Theatre, 24. Band Stand, 25. M.C. Library, Ridge, 26. Christ Church, 27. Ladies Park, 28. United Services Club, 29. The Clarks, 30. The Chalet, 31. The Cedars, 32. Oak Over, 33. Cemetery near Oak Over, 34. Woodvilla, 35. Erneston, 36. Yates Place, 37. Raj Bhawan (Barnes Court) and 38. Police Station Sadar at Boileauganj; and

(ix) the following buildings falling outside the above area shall be the heritage building, namely:-

(a) **Heritage Buildings.**—1. Y.M.C.A., 2. St. Michael's Cathedral, 3 Deen Dayal Updhayaya Hospital (Formerly Ripon Hospital), 4 Green Gate, 5. Rothney Castle, 6. Tara Hall, 7. Auckland House, 8. Chapslee, 9. Convent of Jesus and Mary, 10. Aira Holme, 11. Sterling Castle, 12. Hainault, 13. Jakhoo Temple, 14. Corner House, 15. Torrentium, 16. Pari-Mahal (Old building), 17. Holly Lodge Main Building, 18. Walsingham (D.C. Residence), 19. Kamla Nehru Hospital (Old), 20. Manorville, 21. Bishop Cotton School, 22. Govt. Boys Degree College, Sanjauli, 23. Sodhowal Lodge, 24. The Kalka Shimla Railway Line, 25. Crow-Borough, 26. Inverarm (State Museum), 27. Strawberry Hill, 28. The Bemole Cottages, 29. Spring Field, 30. South Gate, 31. Foswell, 32. Emm Villa, 33. Craig Gardens, 34. Dimple Lodge, 35. Delphine Lodge, 36. Eddleston, 37. Eaglemount, 38. Railway Station, Summer Hill, 39. Winter Field, 40. St. Thomas Church, 41. Shimleshwar (Shiv mandir), 42. St. Edward School, 43. Wood Bank Offices Rest House, 44. Thistle Bank, 45. Y.W.C.A., 46. Office of the Deputy Commissioner, 47. Ellerslie Building, 48. Police Station, Chhota Shimla, 49. The Burj, 50. Armsdell, 51. Benmore Estate, 52. Toryne House, 53. Morvyn (I.T.I. Shimla), 54. Police Station Sadar at Sabji Mandi, Shimla.

(b) **Cemeteries.**—1. Cemetery below the Barrier, Boileauganj, 2. Cemetery at Kanlog, 3. Cemetery below St. Bede's and 4. Cemetery at Sanjauli.

10.4.6. SINKING AND SLIDING AREA.—The Sinking and Sliding Area shall comprise of the following areas, namely:-

(i) **High Sinking Prone Area.**—This area shall include the northern slopes of the Ridge extending upto Grand Hotel in the West and covering Lakkar Bazar including Central School extending Aukland Nursery School and extending down below upto Dhobi Ghat below the Idgah Electric Sub-station.

(ii) **Sliding Areas.**—This area shall include Ladakhi Mohalla, the spurs below the office of the Director of Education and the surrounding areas on Clarke's Hotel.

10.4.7. AREAS OTHER THAN THE MUNICIPAL CORPORATION SHIMLA AREA.—All other areas outside the Municipal Corporation Shimla area and restricted areas outside the Municipal Corporation area but falling within the Shimla Planning Area shall also constitute Other Areas.

10.4.8. The following building regulations shall be applicable in Shimla Planning area, namely:-

Sr. No	Description of Area	Minimum Plot Size (in m2)*	Minimum Set Backs (m)				Maximum Floor Area Ratio
			F	R	LS	RS	
1	2	3	4				5
1.	CORE AREA						
	Detached	250	2.50	2.00	2.00	2.00	1.50
	Semi detached House with one side dead wall	250	2.50	2.00	2.00		1.50
	Row Housing House with two side dead walls	250	2.50	2.00	Nil		1.50
2.	RESTRICTED AREA						
	Detached	200	2.50	2.00	2.00	2.00	1.50
	Semi detached House with one side dead wall	200	2.50	2.00	2.00		1.50
	Row Housing House with two side dead walls	200	2.50	2.00	Nil		1.50
3.	OTHER AREAS						
	Detached	200	2.50	2.00	2.00	2.00	1.75
	Semi detached House with one side dead wall	200	2.50	2.00	2.00		1.75
	Row Housing House with two side dead walls	200	2.50	2.00	Nil		1.75

10.4.9. Regulations for Heritage Area.—The Core Area regulations as specified in clause 10.4.8 alongwith following additional regulations shall be applicable in Heritage Areas, namely:-

- (1) the facade of the building/blocks shall be maintained on old lines in case of reconstruction of existing buildings, however the internal changes shall be permissible;
- (2) the façade of new building on vacant plots shall be in conformity with the architectural features and elements of the adjoining buildings for maintaining aesthetic of existing surrounding buildings; and
- (3) no new construction shall be allowed in green patches in this area.

10.4.10. GREEN AREAS.—In Green Areas only reconstruction on old lines shall be permissible with same plinth area and number of storeys.

10.4.11. SINKING AND SLIDING AREA.—The Core and Restricted Area regulations specified in clause 10.4.8 along with the regulation to the effect that reconstruction and new construction on vacant plot shall be allowed on the basis of a structural design in consonance with Geological Report from the competent authority shall be applicable in these areas.

10.4.12. The following regulations shall be applicable in the Shimla Planning Area for the existing plots:-

- (1) the minimum residential plot size of 150 Sqm. shall be permissible in Core Area prior to the notification dated 22.8.2002 the regulations prevailing at that time shall be applicable in case of such plot;
- (2) in the case of plots in the areas other than Core Area, the minimum plot size shall be regulated as per the regulations that were applicable in the Shimla Planning Area from time to time; and
- (3) no plot size restriction shall be applicable for the plots existing prior to 31.3.1979, however, Interim Development Plan regulations applicable immediately after coming into operation of notification dated 31.3.1979 regarding Interim Development Plan for Shimla Planning Area shall be applicable.

10.4.13. Common regulations for all areas under Shimla Planning Area.—The following common regulations shall be applicable in Shimla Planning Area, namely:-

- (i) mixed landuse shall be permissible;
- (ii) sub division of Land shall be permissible;
- (iii) minimum width of path in new sub-division of land shall be as under:-

(a)	Minimum width of path/road for sub-division of land having more than 5 plots	5.00 meters
(b)	Minimum width of path/road for sub-division of land having upto 5 plots	3.00 meters
(c)	Minimum area for open/green spaces for the scheme having more than 5 plots	10 % of scheme area
(d)	Minimum area for soakage pit etc. (irrespective of number of plots)	5% of the scheme area.

- (iv) maximum height of plinth level shall be 2.00 metre;
- (v) minimum Floor Height shall be 2.60 metre, however, in an attic floor ceiling height upto 2.40 metre shall be permissible;
- (vi) Rain Water Harvesting System shall be mandatory @ 20 litre per Sqm. of roof top area;
- (vii) Solar Passive Design shall be mandatory;
- (viii) basement and attic floor shall be considered as storeys and included in FAR;
- (ix) sloping roof shall be mandatory with 2/3rd coverage of roof area;
- (x) plot holder shall have choice to go for detached, semi-detached and row housing subject to the condition that on a sandwiched plot conformity to authorised abutting building shall be essential, provided that the word authorized shall not include any relaxation as a result of composition of offences and relaxations;
- (xi) reconstruction and additions/alterations shall be permissible subject to fulfillment of these regulations. In the case of buildings on plots falling under the provisions of regulation 10.4.12 reconstruction, addition/ alteration shall be allowed on the basis of old lines;

- (xii) provision for parking shall be made at the rate of one Equivalent Car Space (*ECS*) per dwelling unit in residential buildings and at the rate of one Equivalent Car Space per 50 sqm. of built up area in other non-residential buildings, on plots having access to a motor road. Any additional built up area of 20 Sqm. over and above a multiple of 50 Sqm. built up area shall require an additional Equivalent Car Space for parking. These guidelines shall be subject to any relaxation / addition in bye-laws of the Municipal Corporation for proximity to types of roads i.e. sealed, restricted and others;
- (xiii) minimum distance of 5.00 metre from Forest boundary shall be maintained and minimum distance from existing tree shall be 2.00 metre;
- (xiv) in case of Educational, Health, Tourism Institutions and Industries, the building norms of respective competent authorities under their respective laws shall be applicable in addition to the building regulations prescribed for various areas as per regulations detailed in Regulation No. 10.4.8;
- (xv) in case of Industrial use, the same shall be permissible only outside the Municipal Corporation limits of Shimla Planning Area;
- (xvi) in case of plots abutting highways, bye-passes and scheduled roads owned by the Public Works Department, No Objection Certificate from Himachal Pradesh Public Works Department shall be mandatory;
- (xvii) submission of structural stability certificate on completion of building shall be mandatory;
- (xviii) any No Objection Certificate issued by the department shall be liable for withdrawal on breach of terms and conditions of references of the issuance of such No Objection Certificate and undertaking to this effect shall be given by the applicant;
- (xix) No Objection Certificate from the Himachal Pradesh State Electricity Board Limited shall be obtained and attached with the application seeking planning permission;
- (xx) no construction shall be permissible above vision line (1.50 meter) on valley sides of highways/major roads;
- (xxi) minimum width of path abutting at least one side of the plot shall be 3.05 metre;
- (xxii) sub-division of land into plots amounts to development under the Himachal Pradesh Town and Country Planning Act, 1977 and as such, no person shall sub-divide the land unless permitted to do so as per rules framed under the said Act. The development proposal for a part of land or khasra number shall not be considered and proposal for complete land holding shall be submitted;
- (xxiii) roof slab/ chajja projection over door and window openings shall be limited upto 0.45 metre over set backs on all sides;
- (xxiv) permissible area standard/ norms for different parts of a building shall be as under:-

Habitable room	Minimum floor area Minimum width	9.50 square meter 2.40 meter
Kitchen	Minimum floor area Minimum width	4.50 square meter 1.80 meter
Bath room	Minimum floor area Minimum width	1.80 square meter 1.20 meter
W.C.	Minimum floor area Minimum width	1.10 square meter 0.90 meter
Toilet	Minimum floor area Minimum width	2.30 square meter 1.20 meter
Minimum width of Corridor	For residential For Other uses	meter wide 1.20 meter wide
Minimum width of Stair	For residential For Other uses	meter wide 1.50 meter wide

Minimum width of treads without nosing	For residential For Other uses	25 centimeter wide for internal stairs 30 centimeter wide for internal stair case.
Maximum height of riser	For residential For Other uses	19 centimeter 15 centimeter
Provision of Spiral stair case	For other uses except residential	Provision of Spiral stair case not less than 1.50 meter dia with adequate head height as fire escape in addition to regular stair case;

(xxv) Openings.- For sufficient air and light, windows and ventilators provided shall have minimum area equivalent to 1/6th of floor area; and

(xvi) Balcony Projections.- 1.20 meter wide balcony complete open at two sides with restriction of 50% of building frontage where minimum front set back is 3.00 meter shall be permissible.

10.4.14. Constitution of Single Umbrella Committee.—(1) For the Purpose of according building plan approvals in all types of areas in Municipal Corporation, Shimla area established under the provisions of Municipal Corporation Act, 1994, there shall be a Single Umbrella Committee (hereinafter referred to as the ‘SUC’) which shall comprise of the following:-

Commissioner, Municipal Corporation Shimla	Chairman
Town & Country Planner (Shimla) Member	
Executive Engineer (Urban Development)	Member
Architect Planner, Municipal Corporation Shimla Member	Secretary

(2) The SUC shall discharge the following functions, namely:-

- (i) in cases where relaxation of provisions is required, the SUC shall send those cases to the State Government for decision under provisions of section 76 of the Himachal Pradesh Town and Country Planning Act, 1977. The cases in which the relaxation is sought from the Government, such cases shall be properly scrutinized by the SUC and if justified, the cases shall be sent to the Government for relaxation or otherwise the same shall be liable to be rejected;
- (ii) in case of non-residential buildings e.g. commercial, tourism, education, health, industrial establishments etc. having covered area of more than 1000 Sqm., the SUC shall co-opt officers of the concerned Department /Agency having specialization in relevant field for processing such cases;
- (iii) the SUC shall meet at least once every month and decide a fix-day for this purpose; and
- (iv) in context of Heritage Zone, the SUC shall consider cases of Heritage Area only on the recommendation of the Heritage Advisory Committee comprising of the following:-

(3) Director, Town and Country Planning Department.

(4) Two experts, having knowledge in the field of Conservation of Heritage, Architecture, Archeological, Environment, Natural Heritage etc.

10.4.15. Simplification of the Map Approval Process.—(1) The whole map approval process in the Municipal Corporation area shall be under the domain of SUC.

(2) For Other Areas of Shimla Planning Area out side the Municipal Corporation Shimla Area, the map approval process shall be as under:-

- (i) the empanelled Private Practitioner (s) shall be registered by the Town and Country Planning Department;
- (ii) the empanelled Private Practitioner (s) shall be competent to approve maps and after certifying that maps are in accordance with the relevant regulations and also the bye-laws of the local body, if any, involved, they shall file these maps with the SADA concerned;
- (iii) the SADA shall have the right to review maps submitted to it and if found contrary to any of the regulations it may take action against the concerned practitioner(s);
- (iv) after construction, a certificate on a specified format from a empanelled private practitioner shall be sufficient for grant of the completion certificate (CC) by the SADA; and
- (v) the SADA concerned shall have the right to review the certificate given by it and may take penal action in relation to such structure and against empanelled private practitioner (s) as per law and these regulations. If empanelled private practitioner is found to have approved maps in violation of these regulations or issued wrong certificates for obtaining a completion certificate, he shall be liable to have his registration cancelled on the recommendations of the SADA concerned under provisions of para-5 of Appendix-II of the Himachal Pradesh Town and Country Planning Rules, 1978. In addition, the recommendation shall be made by the Town & Country Planning Department to the respective professional institute for revoking the licence of the empanelled private practitioner who is found in default of the prescribed norms.

10.4.16. Constitution of Inspection Squad.—(1) To perform the inspection and monitoring of the plan approval and implementation process, there shall be an Inspection Squad comprising of the following:-

- | | |
|--|-----------|
| (1) State Town Planner/Town & Country Planner (HQ) | -Chairman |
| (2) Tehsildar (TCP) | - Member |
| (3) Planning Officer (HQ) | - Member |

(2) **The Inspection squad shall discharge the following functions, namely:-**

- (i) conduct random checks of the construction activities and perform inspection of records pertaining to planning permissions, NOC and unauthorized constructions going on in Shimla Municipal Corporation area;
- (ii) take cognizance of the deviations committed by the individuals/sanctioning authorities with reference to the provisions of Municipal Corporation Act, 1994 and Himachal Pradesh Town and Country Planning Act, 1977 and shall bring the same to the notice of the authorities concerned including Commissioner, Municipal Corporation Shimla for taking further action;
- (iii) co-opt Executive Engineer, Municipal Corporation Shimla or any other functionary of Municipal Corporation Shimla, as a member of the Inspection Squad for the purposes of monitoring and facilitating compliance to the provisions of the Himachal Pradesh Town and Country Planning Act, 1977; and

- (iv) periodic reports, along with recommendations of the Inspection Squad shall be shared with concerned Municipal Corporation, Shimla, Urban Local Bodies and Special Area Development Authorities for inducing qualitative improvement of management system.”; and

पैरा 10.5, 10.6, 10.7 और 10.7A का लोप.—(ख) पैरा 10.5, 10.6, 10.7 और 10.7A का लोप किया जाएगा।

आदेश द्वारा,
हस्ताक्षरित /—
प्रधान सचिव (नगर एवं ग्राम योजना)।

**(AUTHORITATIVE ENGLISH TEXT OF THIS DEPARTMENT NOTIFICATION
NO:TCP-F(5)-5/2010 DATED 28-02-2011 AS REQUIRED UNDER CLAUSE (3) OF ARTICLE
348 OF THE CONSTITUTION OF INDIA).**

TOWN & COUNTRY PLANNING DEPARTMENT

NOTIFICATION

Shimla-2, 28th February, 2011

No. TCP-F(5)-5/2010.—In exercise of the powers conferred by sub-sections (4) and (5) of section 17 of the Himachal Pradesh Town and Country Planning Act, 1977 (Act No. 12 of 1977), the Governor of Himachal Pradesh is pleased to further amend the Interim Development Plan for Shimla Planning Area notified vide Government Notification No. 9-12/72-PW dated 24.3.1979 and published in the Rajpatra, Himachal Pradesh on the 31st March, 1979 for the purposes of regulating development activities in the Shimla Planning Area, as per proposal received from the Director, Town and Country Planning, Himachal Pradesh vide letter No. HIM/TP/PP-P.Reg./Shimla Gen/09-Vol-II-5969, dated 6.9.2010 as required under sub-section (1) of section 17 of the Act *ibid*, without modifications in the following manner, namely:-

Amendment in Chapter X.—In Chapter X of Interim Development Plan for Shimla Planning Area,-

- (a) for para 10.4, the following shall be substituted, namely:-

“10.4. Zoning Regulations.- Shimla Municipal Corporation Area of Shimla Planning Area shall be delineated into the following areas, namely:-

10.4.1. CORE AREA.—The Core Area shall comprise of the following areas, namely:-

- (i) Central Shimla bounded by the circular Cart Road starting from Victory Tunnel and ending at Victory Tunnel via Chhota Shimla and Sanjauli and the area bounded by Mall Road starting from Railway Board Building to Ambedkar Chowk, covering Museum Hill by road starting from Ambedkar Chowk, on the north side, joining the Chowk of Indian Institute of Advanced Studies and following the road joining Summer Hill, Post Office and via upper road to Boileauganj Chowk and then joining the Cart Road, along Cart Road to Victory Tunnel; and
- (ii) from junction of Tribunal road and Cart Road near Secretariat then along the Tribunal road/path joining boundary/ Dhobi Ghat path and then following Dhobi Ghat

boundary path upto the Shimla Junga road near Boundary. Then following Chhota Shimla Himalvi Bhawan path upto house of Sh. Amin Chauhan, then along with house of Sh. Amin Chauhan, Sh. Mansa Ram, Block No. 4,6,8,9,7,5,2 (all the blocks of H.P. Housing Board) and house of Sh. Ramesh Negi, Sh. Diwan Chand Gupta, Sh. N.S. Pal, Sh. Indervir Singh Pal, Sh. Ashwani Kumar, Sh. Y.K. Gautam and then along the path joining to the Chhota Shimla Kasumpti path near AIRA HOLME's Public School. Following Chhota Shimla Kasumpti path towards Kasumpti upto junction of Shimla-Junga road and SDA Complex road. The following Shimla Junga road towards Chhota Shimla upto Cart Road near Ashiana Restaurant. Then following Cart Road upto junction of Tribunal road and Cart Road near Himachal Pradesh Secretariat building.

10.4.2. RESTRICTED AREA.—The Restricted Area shall comprise of the following areas, namely:-

Area outside the Core Area, defined vide Para 10.4.1. above and bounded by bye-pass road starting from Barrier to Tutikandi-Khalini-Vikas Nagar, Pantha Ghati, Malyana, Bhattakufar to Dhalli Tunnel. The Restricted Area shall also include a belt of 50 meter on valley side of National Highway-22 starting from Barrier to Dhalli Tunnel. Sanjauli area starting from Dhalli Tunnel to old house of Smt. Shanti Devi along Tibetan Hospital (excluding Tibetan Hospital) to Dhingu Temple via Municipal Corporation path to electricity transformer all along defense boundary and then following the nallah cremation ground. From cremation ground to Sanjauli along existing Forest and Government land boundary and 50 meter on valley side of the Cart Road from Sanjauli Chowk to Victory Tunnel, Long Wood- Shankli, Ruldubhatta area bounded by upper Bhrari road on East upto Harvington to Power House along sewerage line path on west to cart road from above point to Tara Hall School to Tapovan to lower Kaithu along road on East to Cart Road along External Municipal road on North and West meeting cart road near Hotel Hans.

10.4.3. OTHER AREAS.—The Other Area shall comprise of all other parts of Shimla Planning Area excluding Core and Restricted Areas.

10.4.4. GREEN AREA.—The Green Area shall comprise of the following areas, namely:-

- (i) the Forest Area bounded by bye-pass and cart road starting from junction of barrier following the cart road to Parivahan Bhawan Nallah near Government Press then alongwith houses of Shri Yog Raj Sharma, J.N. Kaushal, Government Press Welfare Department to Tutikandi following the path meeting at bye-pass road near Government High school, then following the bye-pass and back to the junction of Barrier;
- (ii) Nabha Forest bounded by bye-pass and cart road from Tutikandi near Government High School following the path to cart road to Nabha road and following down along with HPPWD Godown Block No.28, Hostel I.T.I. Block No.25-A, Block No. 23, Block-D, Block No.21, Block LII/84 and Block-II/83 along nallah meeting at bye-pass road and back to Tuti Kandi near Government High school;
- (iii) Phagli and Lal Pani forest bounded by Cart road and bye-pass starting from Phagli path from the bye-pass to railway parking to cart road and then alongwith railway quarter Block No.62, house of Sh. Gopal Singh, Shiv Rajan, Directorate Education Office to Municipal Corporation Quarter to Sr. Sec. School Lalpani then alongwith, Ladakhi Mohalla path upto house of Smt. Janki Devi, Sunder Singh and Naresh then following the Nallah meeting at bye-pass road and back to the phagl path;

- (iv) Bemloe Forest bounded by Cart road and bye-pass starting from lift nallah moving along cart road then following down the path near Government quarters meeting at junction on Cart road to Bemloe road along with post office building C.P.R.I. Complex, house of Shri Sumer Chand, I.D. Garg, Tripta Devi, Uma Vati, Sawarn Lata, Block D & C to Bemloe road & bye-pass and following back the bye-pass upto the lift Nallah;
- (v) Himland Forest starting from CPRI Complex, on Bemloe road to house of Shri Ram Dhan Lal, Darshan Lal, Joginder Pal, D.P. Sharma to Cart road then following the Cart Road to Himland Nallah meeting at byepass to Bemloe road and back to CPRI Complex;
- (vi) Khalini & Chotta Shimla Forest Area bounded by Cart Road starting from the Nallah near Palika Bhawan then following the Nallah to Bye-Pass road then to B.C.S. Road via Khalini Chowk to the house of Shri Prithvi Sen. Telecom Office. house of B.S. Chauhan, Hukmi Devi, H.T. Upadhyay, Savitri Niwas & Suman Niwas meeting bye-pass and following bye-pass to B.C.S. Dhobighat, Servant Quarters, Hospital, School Gate, Linlithgo Cottage, Gate Cottage, Pine Cottage, Jr. School of B.C.S. meeting Bye-Pass then alongwith Bye-pass upto the junction of S.D.A. road to Kasumpti Junga Road alongwith SDA Blocks to Tibetan School to house of Shri Vinod Sood, O.C. Bali, Parshotam Dass, M.M. Gulati, Brij Lal Gupta, K.S. Dhaluta, M.R. Sood, Balbir Singh, Joginder Lal, Varsha Vohra, Sarita Jaidk, Sant Kumar, R.R. Jain, B.L. Pandit, P.S. Negi, Bhupinder Obraia, T.L. Sharma, I.D. Gupta, Sudershan Mahajan, Penajit Singh, Army Servant Quarter then alongwith Cart road upto Palika Bhawan Nallah;
- (vii) Chhota Shimla Forest Area above card road starting from Eastern path near/ Military quarter to Mall Road to Western path meeting at Cart Road;
- (viii) Kasumpti Forest Area starting from the junction of Kasumpti Mehli Path and Police Colony Road near H.P.PWD enquiry office then following Mehli Kasumpti path upto Geeta Mandir along Jammu Castle Road upto junction;
- (ix) Charlie Villa Forest Area starting from Himachal Pradesh Public Service Commission building alongwith Himachal Pradesh Housing Board Building, houses of Shri Joginder Singh Kanwar, Manta Niwas, Sanjeev Sharma, Urvashi Sharma, Dr. Amba Charan, B.R. Malhotra, Mahinder Singh, O.P. Gupta, Army building, Fakir Chand Tada to Mall Road to C.M. residence then following the nallah near the house of Shri Satish Kumar Goel meeting at Cart Road;
- (x) Forest Area starting from the nallah near Himfed Petrol Pump following the nallah upto the junction of path and Nallah then following the path to the Himachal Pradesh Secretariat Building and following the Cart Road upto Himfed Petrol Pump;
- (xi) Jakhoo Forest starting from the junction of Raj Bhawan Road and Cart Road to Radha Swami Bhawan along U.S. Club Road to Lift Nallah to Titla Hotel following the road to Oak Wood through Northern road then following the Nallah down ward to Snowdon Pump House via Snowdon Road to house of Shri T.D. Gupta, Sukhvinder Singh, M.C. Commissioner residence, Corner House (M.C. Qrt) Nehar Singh Thakur and Govt. Sr. Sec. School Sanjauli to Cart Road then following Cart Road upto the junction of Raj Bhawan Road and Cart Road;

- (xii) starting from Ram Chandra Chowk to Chief Minister residence via Raj Bhawan Road and Mall Road to Challet Day School then along U.S. Club Road to Ram Chandra Chowk;
- (xiii) Forest Area bounded by Cart Road and Snowdon Road starting from Sanjauli Chowk to Snowdon Hospital;
- (xiv) Bharari, Shankli and Rulduh Bhatta Forest Area starting from RKMV College along Keleston Road to Harvingtion to Lower Bharari road to Sewerage line path alongwith house to Shri M.L. Sharma (Geeta Bhawan), Prem Bhawan house of Shri Desh Raj to Cart Road along Nallah then following Cart Road upto R.K.M.V. College;
- (xv) Summer Hill Forest area starting from the Boileauganj Chowk to Summer Hill Post Office alongwith Summer Hill road, then following ITI road upto the gate of Advance Studies via Chaura Maidan road upto Police Station Boileauganj encircling the Hillock;
- (xvi) starting from the junction of Boileauganj and NH-22 near C.M.P. post to Boileauganj ground Wakaf Board Building Shop No. 32 and Wakaf Board building Shop No.34 alongwith Chaura Maidan road upto nallah near Press Building and down the nallah meeting at Cart Road; and
- (xvii) starting from the gate of advance Studies along Elysium Hill road to Ambedkar Chowk encircling Elysium Hill via Chaura Maidan Road upto gate of Advance Studies.

10.4.5. HERITAGE AREA.- The Heritage Area shall comprise of the following areas, namely:-

- (i) Vice Regal Lodge Complex complete;
- (ii) one building depth on either side of road surrounding Vice Regal Lodge Complex;
- (iii) one building depth on either side of Mall Road from Gate of IAS upto Chhota Shimla Chowk via SBI, Scandal Point, Shimla Club and Oak Over;
- (iv) one building depth on either side of the path/road from Parakash Niwas (Housing Shimla Type Writer) near SBI via Kalibari to Scandal Point;
- (v) the area bounded by Scandal Point, Ridge, Regal, Takka Bench, Church, Ritz, U.S. Club Gate, PWD Office, Chalet Day School and The Mall Road;
- (vi) one building depth on either side of the road from Oak Over to Barnes Court (Governor's Residence) via Woodvilla;
- (vii) Green patches within heritage area;
- (viii) the following buildings falling inside the heritage area shall be the heritage buildings, namely:-

1. Post Office Summer Hill, 2. Indian Institute of Advanced Study, 3. Post Office Chaura Maidan, 4. The Cecil, 5. Carton House, 6. Clermont, 7. Race View, 8. Vidhan Sabha Himachal Pradesh, 9. Gorton Castle, 10. Railway Board Building, 11. Parkash Niwas, 12. State Bank of India, 13. St. Mark's, 14. Kali Bari Temple, 15. Grand Hotel, 16. Bantony, 17. Telegraph office, 18. St. Andrew's Church, 19. General Post Office, 20. Building of the ICICI Bank, 21. The whole range of buildings starting from Northern Railway booking Agency opposite to Telegraph Office building and upto Ramji Dass Dina Nath Building on the Mall Road, 22. Town Hall, 23. Gaiety Theatre, 24. Band Stand, 25. M.C. Library, Ridge, 26. Christ Church, 27. Ladies Park, 28. United Services Club, 29. The Clarks, 30. The Chalet, 31. The Cedars, 32. Oak

Over, 33. Cemetery near Oak Over, 34. Woodvilla, 35. Erneston, 36. Yates Place, 37. Raj Bhawan (Barnes Court) and 38. Police Station Sadar at Boileauganj; and

- (ix) the following buildings falling outside the above area shall be the heritage building, namely:-

(a) **Heritage Buildings.**—1. Y.M.C.A., 2. St. Michael's Cathedral, 3 Deen Dayal Updhayaya Hospital (Formerly Ripon Hospital), 4 Green Gate, 5. Rothney Castle, 6. Tara Hall, 7. Auckland House, 8. Chapslee, 9. Convent of Jesus and Mary, 10. Aira Holme, 11. Sterling Castle, 12. Hainault, 13. Jakhoo Temple, 14. Corner House, 15. Torrentium, 16. Pari-Mahal (Old building), 17. Holly Lodge Main Building, 18. Walsingham (D.C. Residence), 19. Kamla Nehru Hospital (Old), 20. Manorville, 21. Bishop Cotton School, 22. Govt. Boys Degree College, Sanjauli, 23. Sodhowal Lodge, 24. The Kalka Shimla Railway Line, 25. Crow-Borough, 26. Inverarm (State Museum), 27. Strawberry Hill, 28. The Bemole Cottages, 29. Spring Field, 30. South Gate, 31. Foswell, 32. Emm Villa, 33. Craig Gardens, 34. Dimple Lodge, 35. Delphine Lodge, 36. Eddleston, 37. Eaglemount, 38. Railway Station, Summer Hill, 39. Winter Field, 40. St. Thomas Church, 41. Shimleshwar (Shiv mandir), 42. St. Edward School, 43. Wood Bank Offices Rest House, 44. Thistle Bank, 45. Y.W.C.A., 46. Office of the Deputy Commissioner, 47. Ellerslie Building, 48. Police Station, Chhota Shimla, 49. The Burj, 50. Armsdell, 51. Benmore Estate, 52. Toryne House, 53. Morvyn (I.T.I. Shimla), 54. Police Sataion Sadar at Sabji Mandi, Shimla.

- (b) **Cemeteries.**—1. Cemetery below the Barrier, Boileauganj, 2. Cemetery at Kanlog, 3. Cemetery below St. Bede's and 4. Cemetery at Sanjauli.

10.4.6. SINKING AND SLIDING AREA.—The Sinking and Sliding Area shall comprise of the following areas, namely:-

- (i) **High Sinking Prone Area.**—This area shall include the northern slopes of the Ridge extending upto Grand Hotel in the West and covering Lakkar Bazar including Central School extending Aukland Nursery School and extending down below upto Dhobi Ghat below the Idgah Electric Sub-station.
- (ii) **Sliding Areas.**—This area shall include Ladakhi Mohalla, the spurs below the office of the Director of Education and the surrounding areas on Clarke's Hotel.

10.4.7. AREAS OTHER THAN THE MUNICIPAL CORPORATION SHIMLA AREA.—All other areas outside the Municipal Corporation Shimla area and restricted areas outside the Municipal Corporation area but falling within the Shimla Planning Area shall also constitute Other Areas.

10.4.8. The following building regulations shall be applicable in Shimla Planning area, namely:-

Sr. No	Description of Area	Minimum Plot Size (in m2)*	Minimum Set Backs (m)				Maximum Floor Area Ratio
			F	R	LS	RS	
1	2	3	4				5
1.	CORE AREA						
	Detached	250	2.50	2.00	2.00	2.00	1.50
	Semi detached House with one side dead wall	250	2.50	2.00	2.00		1.50

	Row Housing House with two side dead walls	250	2.50	2.00	Nil	1.50
2.	RESTRICTED AREA					
	Detached	200	2.50	2.00	2.00 2.00	1.50
	Semi detached House with one side dead wall	200	2.50	2.00	2.00	1.50
	Row Housing House with two side dead walls	200	2.50	2.00	Nil	1.50
3.	OTHER AREAS					
	Detached	200	2.50	2.00	2.00 2.00	1.75
	Semi detached House with one side dead wall	200	2.50	2.00	2.00	1.75
	Row Housing House with two side dead walls	200	2.50	2.00	Nil	1.75

10.4.9. Regulations for Heritage Area.—The Core Area regulations as specified in clause 10.4.8 alongwith following additional regulations shall be applicable in Heritage Areas, namely:-

- (1) the facade of the building/blocks shall be maintained on old lines in case of reconstruction of existing buildings, however the internal changes shall be permissible;
- (2) the façade of new building on vacant plots shall be in conformity with the architectural features and elements of the adjoining buildings for maintaining aesthetic of existing surrounding buildings; and
- (3) no new construction shall be allowed in green patches in this area.

10.4.10. GREEN AREAS.—In Green Areas only reconstruction on old lines shall be permissible with same plinth area and number of storeys.

10.4.11. SINKING AND SLIDING AREA.—The Core and Restricted Area regulations specified in clause 10.4.8 along with the regulation to the effect that reconstruction and new construction on vacant plot shall be allowed on the basis of a structural design in consonance with Geological Report from the competent authority shall be applicable in these areas.

10.4.12. The following regulations shall be applicable in the Shimla Planning Area for the existing plots:-

- (1) the minimum residential plot size of 150 Sqm. shall be permissible in Core Area prior to the notification dated 22.8.2002 the regulations prevailing at that time shall be applicable in case of such plot;
- (2) in the case of plots in the areas other than Core Area, the minimum plot size shall be regulated as per the regulations that were applicable in the Shimla Planning Area from time to time; and

- (3) no plot size restriction shall be applicable for the plots existing prior to 31.3.1979, however, Interim Development Plan regulations applicable immediately after coming into operation of notification dated 31.3.1979 regarding Interim Development Plan for Shimla Planning Area shall be applicable.

10.4.13. Common regulations for all areas under Shimla Planning Area.—The following common regulations shall be applicable in Shimla Planning Area, namely:-

- (i) mixed landuse shall be permissible;
- (ii) sub division of Land shall be permissible;
- (iii) minimum width of path in new sub-division of land shall be as under:-

(a)	Minimum width of path/road for sub-division of land having more than 5 plots	5.00 meters
(b)	Minimum width of path/road for sub-division of land having upto 5 plots	3.00 meters
(c)	Minimum area for open/green spaces for the scheme having more than 5 plots	10 % of scheme area
(d)	Minimum area for soakage pit etc. (irrespective of number of plots)	5% of the scheme area.

- (iv) maximum height of plinth level shall be 2.00 metre;
- (v) minimum Floor Height shall be 2.60 metre, however, in an attic floor ceiling height upto 2.40 metre shall be permissible;
- (vi) Rain Water Harvesting System shall be mandatory @ 20 litre per Sqm. of roof top area;
- (vii) Solar Passive Design shall be mandatory;
- (viii) basement and attic floor shall be considered as storeys and included in FAR;
- (ix) sloping roof shall be mandatory with 2/3rd coverage of roof area;
- (x) plot holder shall have choice to go for detached, semi-detached and row housing subject to the condition that on a sandwiched plot conformity to authorised abutting building shall be essential, provided that the word authorized shall not include any relaxation as a result of composition of offences and relaxations;
- (xi) reconstruction and additions/alterations shall be permissible subject to fulfillment of these regulations. In the case of buildings on plots falling under the provisions of regulation 10.4.12 reconstruction, addition/ alteration shall be allowed on the basis of old lines;
- (xii) provision for parking shall be made at the rate of one Equivalent Car Space (*ECS*) per dwelling unit in residential buildings and at the rate of one Equivalent Car Space per 50 sqm. of built up area in other non-residential buildings, on plots having access to a motor road. Any additional built up area of 20 Sqm. over and above a multiple of 50 Sqm. built up area shall require an additional Equivalent Car Space for parking. These guidelines shall be subject to any relaxation / addition in bye-laws of the Municipal Corporation for proximity to types of roads i.e. sealed, restricted and others;
- (xiii) minimum distance of 5.00 metre from Forest boundary shall be maintained and minimum distance from existing tree shall be 2.00 metre;
- (xiv) in case of Educational, Health, Tourism Institutions and Industries, the building norms of respective competent authorities under their respective laws shall be applicable in

- addition to the building regulations prescribed for various areas as per regulations detailed in Regulation No. 10.4.8;
- (xv) in case of Industrial use, the same shall be permissible only outside the Municipal Corporation limits of Shimla Planning Area;
 - (xvi) in case of plots abutting highways, bye-passes and scheduled roads owned by the Public Works Department, No Objection Certificate from Himachal Pradesh Public Works Department shall be mandatory;
 - (xvii) submission of structural stability certificate on completion of building shall be mandatory;
 - (xviii) any No Objection Certificate issued by the department shall be liable for withdrawal on breach of terms and conditions of references of the issuance of such No Objection Certificate and undertaking to this effect shall be given by the applicant;
 - (xix) No Objection Certificate from the Himachal Pradesh State Electricity Board Limited shall be obtained and attached with the application seeking planning permission;
 - (xx) no construction shall be permissible above vision line (1.50 meter) on valley sides of highways/major roads;
 - (xxi) minimum width of path abutting at least one side of the plot shall be 3.05 metre;
 - (xxii) sub-division of land into plots amounts to development under the Himachal Pradesh Town and Country Planning Act, 1977 and as such, no person shall sub-divide the land unless permitted to do so as per rules framed under the said Act. The development proposal for a part of land or khasra number shall not be considered and proposal for complete land holding shall be submitted;
 - (xxiii) roof slab/ chajja projection over door and window openings shall be limited upto 0.45 metre over set backs on all sides;
 - (xxiv) permissible area standard/ norms for different parts of a building shall be as under:-

Habitable room	Minimum floor area Minimum width	9.50 square meter 2.40 meter
Kitchen	Minimum floor area Minimum width	4.50 square meter 1.80 meter
Bath room	Minimum floor area Minimum width	1.80 square meter 1.20 meter
W.C.	Minimum floor area Minimum width	1.10 square meter 0.90 meter
Toilet	Minimum floor area Minimum width	2.30 square meter 1.20 meter
Minimum width of Corridor	For residential For Other uses	meter wide 1.20 meter wide
Minimum width of Stair	For residential For Other uses	meter wide 1.50 meter wide
Minimum width of treads without nosing	For residential For Other uses	25 centimeter wide for internal stairs 30 centimeter wide for internal stair case.
Maximum height of riser	For residential For Other uses	19 centimeter 15 centimeter
Provision of Spiral stair case	For other uses except residential	Provision of Spiral stair case not less than 1.50 meter dia with adequate head height as fire escape in addition to regular stair case;

- (xxv) Openings.- For sufficient air and light, windows and ventilators provided shall have minimum area equivalent to 1/6th of floor area; and
- (xvi) Balcony Projections.- 1.20 meter wide balcony complete open at two sides with restriction of 50% of building frontage where minimum front set back is 3.00 meter shall be permissible.

10.4.14. Constitution of Single Umbrella Committee.—(1) For the Purpose of according building plan approvals in all types of areas in Municipal Corporation, Shimla area established under the provisions of Municipal Corporation Act, 1994, there shall be a Single Umbrella Committee (hereinafter referred to as the ‘SUC’) which shall comprise of the following:-

Commissioner, Municipal Corporation Shimla	Chairman
Town & Country Planner (Shimla) Member	
Executive Engineer (Urban Development)	Member
Architect Planner, Municipal Corporation Shimla Member	Secretary

(2) The SUC shall discharge the following functions, namely:-

- (i) in cases where relaxation of provisions is required, the SUC shall send those cases to the State Government for decision under provisions of section 76 of the Himachal Pradesh Town and Country Planning Act, 1977. The cases in which the relaxation is sought from the Government, such cases shall be properly scrutinized by the SUC and if justified, the cases shall be sent to the Government for relaxation or otherwise the same shall be liable to be rejected;
- (ii) in case of non-residential buildings e.g. commercial, tourism, education, health, industrial establishments etc. having covered area of more than 1000 Sqm., the SUC shall co-opt officers of the concerned Department /Agency having specialization in relevant field for processing such cases;
- (iii) the SUC shall meet at least once every month and decide a fix-day for this purpose; and
- (iv) in context of Heritage Zone, the SUC shall consider cases of Heritage Area only on the recommendation of the Heritage Advisory Committee comprising of the following:-

(3) Director, Town and Country Planning Department.

(4) Two experts, having knowledge in the field of Conservation of Heritage, Architecture, Archeological, Environment, Natural Heritage etc.

10.4.15. Simplification of the Map Approval Process.—(1) The whole map approval process in the Municipal Corporation area shall be under the domain of SUC.

(2) For Other Areas of Shimla Planning Area out side the Municipal Corporation Shimla Area, the map approval process shall be as under:-

- (i) the empanelled Private Practitioner (s) shall be registered by the Town and Country Planning Department;
- (ii) the empanelled Private Practitioner (s) shall be competent to approve maps and after certifying that maps are in accordance with the relevant regulations and

- also the bye-laws of the local body, if any, involved, they shall file these maps with the SADA concerned;
- (iii) the SADA shall have the right to review maps submitted to it and if found contrary to any of the regulations it may take action against the concerned practitioner(s);
 - (iv) after construction, a certificate on a specified format from a empanelled private practitioner shall be sufficient for grant of the completion certificate (CC) by the SADA; and
 - (v) the SADA concerned shall have the right to review the certificate given by it and may take penal action in relation to such structure and against empanelled private practitioner (s) as per law and these regulations. If empanelled private practitioner is found to have approved maps in violation of these regulations or issued wrong certificates for obtaining a completion certificate, he shall be liable to have his registration cancelled on the recommendations of the SADA concerned under provisions of para-5 of Appendix-II of the Himachal Pradesh Town and Country Planning Rules, 1978. In addition, the recommendation shall be made by the Town & Country Planning Department to the respective professional institute for revoking the licence of the empanelled private practitioner who is found in default of the prescribed norms.

10.4.16. Constitution of Inspection Squad.—(1) To perform the inspection and monitoring of the plan approval and implementation process, there shall be an Inspection Squad comprising of the following:-

- | | |
|--|------------|
| (1) State Town Planner/Town & Country Planner (HQ) | - Chairman |
| (2) Tehsildar (TCP) | - Member |
| (3) Planning Officer (HQ) | - Member |

(2) The Inspection squad shall discharge the following functions, namely:-

- (i) conduct random checks of the construction activities and perform inspection of records pertaining to planning permissions, NOC and unauthorized constructions going on in Shimla Municipal Corporation area;
- (ii) take cognizance of the deviations committed by the individuals/sanctioning authorities with reference to the provisions of Municipal Corporation Act, 1994 and Himachal Pradesh Town and Country Planning Act, 1977 and shall bring the same to the notice of the authorities concerned including Commissioner, Municipal Corporation Shimla for taking further action;
- (iii) co-opt Executive Engineer, Municipal Corporation Shimla or any other functionary of Municipal Corporation Shimla, as a member of the Inspection Squad for the purposes of monitoring and facilitating compliance to the provisions of the Himachal Pradesh Town and Country Planning Act, 1977; and
- (iv) periodic reports, along with recommendations of the Inspection Squad shall be shared with concerned Municipal Corporation, Shimla, Urban Local Bodies and Special Area Development Authorities for inducing qualitative improvement of management system.”; and

Deletion of paras 10.5, 10.6, 10.7 and 10.7A.—(b) The para 10.5, 10.6, 10.7 and 10.7A shall be deleted.

By order,
Sd/-
Principal Secretary (TCP).

नगर एवं ग्राम योजना विभाग

अधिसूचना

शिमला-2, 28 फरवरी, 2011

संख्या: टीसीपी-एफ(5)-5/2010.— हिमाचल प्रदेश की राज्यपाल, हिमाचल प्रदेश नगर और ग्राम योजना अधिनियम, 1977 (1977 का अधिनियम संख्यांक 12) की धारा 15-क(2)(क), 16(क) और 30(1) के साथ पठित धारा 87 के अधीन प्रदत्त शक्तियों का प्रयोग करते हुए सरकार की अधिसूचना संख्या: 9-12/72-पीडब्ल्यू0 (बी) तारीख 19-12-1978 द्वारा अधिसूचित राजपत्र हिमाचल प्रदेश (असाधारण) में तारीख 06-04-1979 को प्रकाशित हिमाचल प्रदेश नगर एवं ग्राम योजना नियम, 1978 में और संशोधन करने के लिए निम्नलिखित नियम बनाने का प्रस्ताव करती हैं और इन्हें जनसाधारण की सूचना के लिए एतद्वारा राजपत्र, हिमाचल प्रदेश (असाधारण) में प्रकाशित किया जाता है।

इन प्रारूप नियमों से संभाव्य प्रभावित होने वाले किसी व्यक्ति को इन प्रारूप नियमों की बावत, यदि कोई आक्षेप (पों) या सुझाव(वों) हैं, तो वह उसे/इन्हें राजपत्र हिमाचल प्रदेश (असाधारण) में इनके प्रकाशन की तारीख से तीस दिन की अवधि के भीतर प्रधान सचिव (नगर एवं ग्राम योजना) हिमाचल प्रदेश सरकार को भेज सकेगा।

उपरोक्त विनिर्दिष्ट अवधि के भीतर प्राप्त हुए आक्षेपों/सुझावों, यदि कोई हो, पर इन नियमों को अंतिम रूप देने से पूर्व सरकार द्वारा विचार किया जाएगा, अर्थात:-

1. **संक्षिप्त नाम.**—इन नियमों का संक्षिप्त नाम हिमाचल प्रदेश नगर और ग्राम योजना (संशोधन) नियम, 2011 है।

2. **नियम 12 का संशोधन.**—हिमाचल प्रदेश नगर एवं ग्राम योजना नियम, 1978 के नियम(रूल) 12 के उप नियम (2) के पश्चात् निम्नलिखित नया उप नियम (सब रूल) (2ए) अन्तःस्थापित किया जाएगा, अर्थात:-

“(2A) In cases of construction carried out without obtaining prior development permission as required under sections 15-A, 16 and 30 but without any violation of regulations of Interim Development Plans/ Development Plans and any of the provisions of these rules, the structure so constructed shall be regularized on payment of composition fees equal to 10 times of development fee under this rule.”

आदेश द्वारा
हस्ताक्षरित /—
प्रधान सचिव (नगर एवं ग्राम योजना)।

[AUTHORITATIVE ENGLISH TEXT OF GOVERNMENT NOTIFICATION NO. TCPF (5)-5/2010, DATED 28-02-2011 AS REQUIRED UNDER CLAUSE (3) OF ARTICLE 348 OF THE CONSTITUTION OF INDIA].

TOWN AND COUNTRY PLANNING DEPARTMENT

NOTIFICATION

Shimla-2, 28th February, 2011

No. TCP-F(5)-5/2010.—In exercise of the powers conferred under section 87 read with section 15-A (2) (a), 16 (a) and 30 (1) of the Himachal Pradesh Town and Country Planning Act,

1977 (Act No. 12 of 1977), the Governor, Himachal Pradesh proposes to make the following rules further to amend the Himachal Pradesh Town and Country Planning Rules, 1978 notified vide Government notification No. 9-12/72-PW (B) dated 19.12.1978, published in the Rajpatra, Himachal Pradesh(Extra Ordinary) dated 6.4.1979 and the same are hereby published in the Rajpatra, Himachal Pradesh (Extra Ordinary) for the information of the general public.

If any person, likely to be affected by these draft rules has any objection(s) or suggestion(s) with respect to these draft rules, he may send the same to the Principal Secretary (TCP) to the Government of Himachal Pradesh, Shimla within a period of 30 days from the date of their publication in the Rajpatra, Himachal Pradesh.

Objections/suggestions, if any, received within the period specified above, shall be considered by the State Government, before finalizing these draft rules, namely :—

1. Short title.—These rules may be called the Himachal Pradesh Town and Country Planning (Amendment) Rules, 2011.

2. Amendment of Rule-12.—After sub-rule (2) of rule 12 of the Himachal Pradesh Town and Country Planning Rules, 1978, the following new sub-rule (2A) shall be inserted, namely:-

“(2A) In cases of construction carried out without obtaining prior development permission as required under sections 15-A, 16 and 30 but without any violation of regulations of Interim Development Plans/ Development Plans and any of the provisions of these rules, the structure so constructed shall be regularized on payment of composition fees equal to 10 times of development fee under this rule.”

By order,
Sd/-
Principal Secretary (TCP).

[Authoritative English Text of this department Notification No: - Mudran(B)2-7/99 dated 20-11-2010, As required under clause (3) of Article 348 of the Constitution of India].

PRINTING & STATIONERY DEPARTMENT

NOTIFICATION

Shimla-2, the 20th November, 2010

No. Mudran (B)2-7/99.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, is pleased to make the following rules further to amend the Himachal Pradesh Printing and Stationery Department, **Sweeper, Class-IV (Non-Gazetted)** (Ministerial Services) Recruitment and Promotion Rules 2001, notified vide Notification of even number dated 20-2-2001 and published in H.P. Rajpatra on 10-3-2001 namely:-

1. Short Title and Commencement.—(1) These rules may be called the Himachal Pradesh Printing and Stationery Department, **Sweeper, Class-IV (Non-Gazetted)** (Ministerial Services) Recruitment and Promotion (2nd amendment) Rules, 2010.

(ii) These rules shall come into force from the date of publication in the Rajpatra Himachal Pradesh.

2. Amendment of Annexure "A".—In Annexure "A" to the Himachal Pradesh Printing and Stationery Department **Sweeper, Class-IV (Non-Gazetted)**, (Ministerial Services) Recruitment and Promotion Rules, 2001 :-

(a) for the existing provisions against the Col No. 4 following shall be substituted namely;

(i) Pay Scale for regular incumbents =Rs. 4900-10680 +Rs. 1300 Grade Pay P.M.

(ii) Emoluments for Contract employees = Rs. 6200 P.M (As per details given in Col. 15-A.)

(b) For the existing provisions against the Col. No. 10 following shall be substituted, namely:-

“100% by direct recruitment on regular basis or by recruitment on contract basis as the case may be. The Contract employees will get the emoluments as given in Col. 15-A and will be governed by service conditions as specified in the said column.”

(e) After the column No.15, the new column No. 15-A shall be inserted, as under :-

15-A. Selection for appointment to the post by contract appointment.—Notwithstanding any thing contained in these rules, contract appointment to the post will be made subject to the terms and conditions given below.

(I) CONCEPT.—(a) Under this policy, the **Sweeper** in the Printing & Stationery Department will be engaged on contract basis initially for one year ,which may be extendable for on year to year basis Provided that for extension /renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then his /her period of contract is to be renewed / extended .

(b) **POST FALLS OUT OF THE PURVIEW OF HPPSC/HPSSSB.**—The Controller, Printing & Stationery Department, after obtaining the approval of the Government to fill up the vacant post on contract basis will advertise the details of the vacant posts in at least two leading newspapers and invite applications from candidates having the prescribed qualifications and fulfilling the other eligibility conditions as prescribed in these Rules.

(c) The selection will be made in accordance with the eligibility conditions prescribed in these Rules.

(II) CONTRACTUAL EMOLUMENTS.—The Sweeper appointed on contract basis will be paid consolidated fixed contractual amount @ Rs. 6200 per month (which shall be equal to the minimum of the pay band plus Grade Pay.) An amount of Rs. 190/- (3% of minimum of the pay band plus Grade Pay) as annual increase in contractual emoluments for subsequent year(s) will be allowed for further subsequent year(s).

(III) APPOINTING/DISCIPLINARY AUTHORITY.—The Controller, Printing and Stationery Himachal Pradesh. will be appointing and disciplinary authority.

(IV) SELECTION PROCESS.—Selection for appointment to the post in case of Contract Appointment will be made on the basis of Viva-voce test or if considered necessary or expedient by

a written test or practical test the standard/syllabus etc. of which will be determined by the concerned recruiting agency i.e. Controller Printing and Stationery.

(V) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS.—

As may be constituted by the concerned recruiting agency i.e. Controller Printing and Stationery H.P. time to time.

(VI) AGREEMENT.—After selection of a candidate, he /She shall sign an agreement as per annexure -B appended to these Rules.

(VII) TERMS AND CONDITIONS.—(a) The Contract Appointee will be paid fixed contractual amount @ Rs.6200/- per month (which shall be equal to minimum of pay band + Grade Pay).An amount of Rs. 190 (3% of minimum of pay band + Grade Pay) for further extended years and no other allied benefit such as senior/selection scales etc. shall be given.

(b) The service of the Contract Appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory.

(c) Contract Appointee will be entitled for one day casual leave after putting one month service. This leave can be accumulated up to one year. No leave of any other kind will be admissible to the contract appointee. He/She will not be entitled for Medical Re-imburement and LTC etc. only maternity leave will be given as per Rules.

(d) Unauthorized absence from the duty without the approval of the Controlling officer shall automatically, lead to the termination of the Contract . Contract Appointee shall not be entitled for contractual amount for period of absence from duty.

(e) An official appointed on contract basis who have completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.

(g) Selected candidate will have to submit a certificate of his /her fitness from a Government/Registered Medical Practioner Women candidate pregnant beyond 12 weeks will be temporarily unfit till the confinement is over. The women candidate will be re-examined for the fitness from an authorized Medical Officer/ Practioner.

(g) Contract Appointee shall be entitled to TA/DA if required to go on tour in connection with his official duties at the same rate as applicable to regular counter part officials at the minimum of pay scale.

(h) Provisions of service rules like FR,SR,, Leave Rules, GPF Rules ,Pension Rules and Conduct Rules etc.as are applicable in case of regular employees will not be applicable in case of contract appointee. They will be entitled for emoluments etc. as detailed in this column.

By order,
Sd/-
Secretary (P&S).

Form of contract/agreement to be executed between the Sweeper & the Government of Himachal Pradesh through--Controller Printing and Stationery H.P.

This agreement is made on this.....day of.....in the year.....Between.....Sh/Smt.....S/o/D/o Sh. Sh.....R/o.....Contract appointee (hereinafter called the FIRST PARTY), AND The Governor, Himachal Pradesh through-Controller, Printing and Stationery Department, Himachal Pradesh (here-in-after called the SECOND PARTY) Whereas, the SECOND PARTY has engaged the aforesaid FIRST PARTY, and the FIRST PARTY has agreed to serve as **Sweeper** on contract basis on the following terms and conditions:-

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as a **Sweeper** for a period of one year commencing on day of.....and ending on the day of It is specifically mentioned and agreed upon by both the parties that the contract of the FIRST PARTY with SECOND PARTY shall ipso-facto stand terminated on the last working day i.e. on..... And information notice shall not be necessary.

Provided that for extension/renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then his /her period of contact is to be renewed/extended.

2. The Contractual amount of the FIRST PARTY will be Rs.6200 /-per month.
3. The service of FIRST PARTY will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found good .Or if regular incumbent is appointed/posted against the vacancy for which the first party was engaged on contract.
4. Contractual **Sweeper** will be entitled for one day casual leave after putting in one month service. This leave can be accumulated upto one year. No leave of any other kind is admissible to the contractual **Sweeper**. He will not be entitled for Medical Reimbursement and LTC etc. Only maternity leave will be given as per Rules.
5. Unauthorized absences from the duty without the approval of the controlling officer shall automatically lead to the termination of the contract. A contractual **Sweeper** will not be entitled for contractual amount for the period of absence from duty.
6. An official appointed on contract basis who has completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.
7. Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. In case of women candidates pregnant beyond twelve weeks will render her temporary unfit till the confinement is over. The women candidate should be re-examined for fitness from an authorized Medical Officer/ Practitioner.

8. Contract appointee shall be entitled to TA/DA if required to go on tour in connection with his official duties at the same rate as applicable to regular counter part official.
9. The Employees Group Insurance Scheme as well as EPF/GPF will not be applicable to the contractual appointee(s).

IN WITNESS the FIRST PARTY AND SECOND PARTY have herein to set their hands the day, month and year first, above written.

IN THE PRESENCE OF WITNESS:

1.

 (Name and full Address)

(Signature of the FIRST PARTY)

2.

 (Name and full Address)

IN THE PRESENCE OF WITNESS:

1.

 (Name and full Address)

(Signature of the SECOND PARTY)

2.

 (Name and full Address)

हिमाचल प्रदेश विधान सभा सचिवालय

अधिसूचना

शिमला-4, 3 मार्च, 2011

संख्या: वि०स०-विधायन-अनु० बजट/1-45/2011.—हिमाचल प्रदेश विधान सभा की प्रक्रिया एवं कार्य संचालन नियमावली, 1973 के नियम 140 के अन्तर्गत हिमाचल प्रदेश विनियोग विधेयक, 2011 को हिमाचल प्रदेश विधान सभा में पुरःस्थापित हो चुका है, सर्व-साधारण की सूचनार्थ राजपत्र में मुद्रित करने हेतु प्रेषित किया जाता है ।

आदेश द्वारा,
गोवर्धन सिंह,
 सचिव,
 हिमाचल प्रदेश विधान सभा ।

हिमाचल प्रदेश विनियोग विधेयक, 2011

(विधान सभा द्वारा पुरःस्थापित रूप में)

31 मार्च, 2011 को समाप्त होने वाले वित्तीय वर्ष के लिए हिमाचल प्रदेश राज्य की संचित निधि में से सेवाओं के लिए कतिपय अतिरिक्त धनराशियों के संदाय को प्राधिकृत करने और उनका विनियोग करने के लिए विधेयक ।

भारत गणराज्य के बासठवें वर्ष में हिमाचल प्रदेश विधान सभा द्वारा निम्नलिखित रूप में यह अधिनियमित हो :-

1 . **संक्षिप्त नाम.** – इस अधिनियम का संक्षिप्त नाम हिमाचल प्रदेश विनियोग अधिनियम, 2011 है ।

2. **हिमाचल प्रदेश राज्य की संचित निधि में से वित्तीय वर्ष 2010-2011 के लिए ₹ 9,64,12,89,462 की और राशि जारी करना.** – हिमाचल प्रदेश राज्य की संचित निधि में से अनुसूची के तृतीय स्तम्भ में विनिर्दिष्ट से अनधिक धनराशियों जिनका योग ₹ 9,64,12,89,462 (₹ नौ सौ चौंसठ करोड़, बारह लाख नवासी हजार और चार सौ बासठ) है, संदत्त और उपयोजित की जाए, जिनका वित्तीय वर्ष 2010-2011 की अवधि में अनुसूची के द्वितीय स्तम्भ में विनिर्दिष्ट सेवाओं और प्रयोजनों से सम्बन्धित प्रभारों को चुकाने के लिए उपयोग किया जाएगा ।

3. **विनियोग.** – इस अधिनियम द्वारा हिमाचल प्रदेश राज्य की संचित निधि में से संदत्त और उपयोजित किए जाने के लिए प्राधिकृत धनराशियों का इस अधिनियम की धारा 2 के अधीन विनिर्दिष्ट अवधि से सम्बन्धित अनुसूची में अभिव्यक्त सेवाओं और प्रयोजनों के लिए और विनियोजन किया जाएगा।

अनुसूची

(धारा 2 और 3 देखें)

मांग संख्या	सेवाएं और प्रयोजन	निम्नलिखित राशियों से अनधिक		
		विधान सभा द्वारा दत्तमत ₹	संचित निधि पर प्रभारित ₹	जोड़ ₹
1	2	3	4	5
1	विधान सभा	(राजस्व) 22,92,000	1,28,000	24,20,000
	(पूंजी)	1,29,89,000	—	1,29,89,000
2	राज्यपाल और मंत्रिपरिषद्	(राजस्व) 44,03,000	22,12,000	66,15,000
3	न्याय प्रशासन	(राजस्व) 29,14,40,062	7,67,25,000	36,81,65,062
	(पूंजी)	5,47,00,000	—	5,47,00,000
4	सामान्य प्रशासन	(राजस्व) 2,15,03,116	64,25,000	2,79,28,116
5	भू-राजस्व और जिला प्रशासन	(राजस्व) 33,91,54,919	—	33,91,54,919
6	आबकारी और कराधान	(राजस्व) 4,80,52,000	—	4,80,52,000

7	पुलिस और सम्बद्ध संगठन	(राजस्व)	59,29,48,295	—	59,29,48,295
		(पूंजी)	2,20,93,000	—	2,20,93,000
8	शिक्षा	(राजस्व)	2,66,81,72,000	7,48,000	2,66,89,20,000
		(पूंजी)	3,000	—	3,000
9	स्वास्थ्य और परिवार कल्याण	(राजस्व)	66,99,15,000	—	66,99,15,000
		(पूंजी)	12,89,00,000	—	12,89,00,000
10	लोक निर्माण - सड़क, पुल तथा भवन	(पूंजी)	7,26,60,000	3,32,10,000	10,58,70,000
11	कृषि	(राजस्व)	61,62,38,000	—	61,62,38,000
		(पूंजी)	4,000	—	4,000
12	उद्यान	(राजस्व)	29,20,96,000	—	29,20,96,000
		(पूंजी)	8,65,28,277	—	8,65,28,277
13	सिंचाई, जलापूर्ति एवं सफाई	(राजस्व)	50,34,00,000	—	50,34,00,000
		(पूंजी)	62,63,13,075	1,72,88,925	64,36,02,000
14	पशुपालन, दुग्ध विकास एवं मत्स्य	(राजस्व)	28,50,18,200	—	28,50,18,200
		(पूंजी)	2,37,62,000	—	2,37,62,000
16	वन और वन्य जीवन	(राजस्व)	4,000	7,90,000	7,94,000
		(पूंजी)	11,99,000	—	11,99,000
17	निर्वाचन	(राजस्व)	10,34,03,500	—	10,34,03,500
18	उद्योग, खनिज, आपूर्ति एवं सूचना प्रौद्योगिकी	(राजस्व)	1,000	—	1,000
19	सामाजिक न्याय एवं अधिकारिता	(राजस्व)	33,36,59,000	—	33,36,59,000
20	ग्रामीण विकास	(राजस्व)	37,77,47,109	60,000	37,78,07,109
21	सहकारिता	(राजस्व)	6,76,57,000	—	6,76,57,000
		(पूंजी)	22,07,47,000	—	22,07,47,000
22	खाद्य एवं नागरिक आपूर्ति	(राजस्व)	1,000	—	1,000
23	विद्युत विकास	(राजस्व)	7,16,00,000	—	7,16,00,000
24	मुद्रण और लेखन सामग्री	(राजस्व)	5,18,13,000	—	5,18,13,000
25	सड़क और जल परिवहन	(राजस्व)	3,000	—	3,000
26	पर्यटन और नागर विमानन	(राजस्व)	20,16,000	—	20,16,000
		(पूंजी)	2,99,46,000	—	2,99,46,000
27	श्रम, रोजगार और प्रशिक्षण	(राजस्व)	65,27,000	—	65,27,000
		(पूंजी)	8,20,50,000	—	8,20,50,000

28	शहरी विकास, नगर एवं ग्राम योजना तथा आवास	(राजस्व) (पूंजी)	20,000 —	— 1,59,41,984	20,000 1,59,41,984
29	वित्त	(राजस्व) (पूंजी)	50,46,04,000 —	6,000 1,000	50,46,10,000 1,000
30	विविध सामान्य सेवायें	(राजस्व)	7,69,97,000	—	7,69,97,000
31	जनजातीय विकास	(राजस्व) (पूंजी)	15,91,61,000 90,23,000	— —	15,91,61,000 90,23,000
32	अनुसूचित जाति उप योजना	(राजस्व) (पूंजी)	1,000 2,69,89,000	— —	1,000 2,69,89,000
जोड़		(राजस्व)	8,08,98,47,201	8,70,94,000	8,17,69,41,201
		(पूंजी)	1,39,79,06,352	6,64,41,909	1,46,43,48,261
कुल जोड़			9,48,77,53,553	15,35,35,909	9,64,12,89,462

उद्देश्यों और कारणों का कथन

यह विधेयक, भारत के संविधान के अनुच्छेद 205 के साथ पठित अनुच्छेद 204 के खण्ड (1) के अनुसरण में हिमाचल प्रदेश राज्य की संचित निधि में से वित्तीय वर्ष 2010—2011 के लिए हिमाचल प्रदेश सरकार के अनुमानित व्ययों के सम्बन्ध में संचित निधि पर प्रभारित व्ययों और विधान सभा द्वारा यथा दत्तमत अन्य व्ययों को पूरा करने के लिए हिमाचल प्रदेश राज्य की संचित निधि में से अपेक्षित अतिरिक्त धन के विनियोजन का उपबन्ध करने के लिए पुरःस्थापित है।

(प्रेम कुमार धूमल)
मुख्य मन्त्री।

शिमला :

तारीख : 3 मार्च, 2011

भारत के संविधान के अनुच्छेद 207 के अधीन राज्यपाल की सिफारिशें
(वित्त विभाग नस्ति संख्या फिन ए.सी.(6) 2/2010)

हिमाचल प्रदेश की राज्यपाल, हिमाचल प्रदेश विनियोग विधेयक, 2011 की विषय-वस्तु के बारे में सूचित किए जाने के पश्चात्, भारत के संविधान के अनुच्छेद 207 के अधीन उक्त विधेयक को विधान सभा में पुरःस्थापित करने और उस पर विचार करने की सिफारिश करती हैं।

THE HIMACHAL PRADESH APPROPRIATION BILL, 2011

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

BILL

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Himachal Pradesh for the services for the financial year ending on the 31st day of March, 2011.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixty-second Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Himachal Pradesh Appropriation Act, 2011.

2. Issue of a further sum of ₹ 9,64,12,89,462 out of the Consolidated Fund of the State of Himachal Pradesh for the financial year 2010-2011.—From and out of the Consolidated Fund of the State of Himachal Pradesh, there may be paid and applied sums not exceeding those specified in column (3) of the Schedule amounting in the aggregate to the sum of ₹ 9,64,12,89,462 (₹ Nine hundred sixty four crores, twelve lakhs eighty nine thousand four hundred and sixty two) towards defraying the several charges which will come in course of payment during the financial year 2010-2011 in respect of the services and purposes specified in column (2) of the Schedule.

3. Appropriation.—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Himachal Pradesh by this Act shall be further appropriated for the services and purposes expressed in the Schedule in relation to the period specified under section 2 of this Act.

THE SCHEDULE

(See sections 2 and 3)

1 Demand No.	2 Services and purposes	3 Sums not exceeding		
		Voted by the Legislative Assembly	Charged on the Consolidated Fund	Total
		₹	₹	₹
1	2	3	4	5
1	Vidhan Sabha	(Revenue) 22,92,000	1,28,000	24,20,000
		(Capital) 1,29,89,000	—	1,29,89,000
2	Governor and Council of Ministers	(Revenue) 44,03,000	22,12,000	66,15,000
3	Administration of Justice	(Revenue) 29,14,40,062	7,67,25,000	36,81,65,062
		(Capital) 5,47,00,000	—	5,47,00,000
4	General Administration	(Revenue) 2,15,03,116	64,25,000	2,79,28,116
5	Land Revenue and District Administration	(Revenue) 33,91,54,919	—	33,91,54,919

6	Excise and Taxation	(Revenue)	4,80,52,000	—	4,80,52,000
7	Police and Allied Organisations	(Revenue)	59,29,48,295	—	59,29,48,295
		(Capital)	2,20,93,000	—	2,20,93,000
8	Education	(Revenue)	2,66,81,72,000	7,48,000	2,66,89,20,000
		(Capital)	3,000	—	3,000
9	Health and Family Welfare	(Revenue)	66,99,15,000	—	66,99,15,000
		(Capital)	12,89,00,000	—	12,89,00,000
10	Public Works—Roads, Bridges and Buildings	(Capital)	7,26,60,000	3,32,10,000	10,58,70,000
11	Agriculture	(Revenue)	61,62,38,000	—	61,62,38,000
		(Capital)	4,000	—	4,000
12	Horticulture	(Revenue)	29,20,96,000	—	29,20,96,000
		(Capital)	8,65,28,277	—	8,65,28,277
13	Irrigation, Water Supply and Sanitation	(Revenue)	50,34,00,000	—	50,34,00,000
		(Capital)	62,63,13,075	1,72,88,925	64,36,02,000
14	Animal Husbandry, Dairy Development and Fisheries	(Revenue)	28,50,18,200	—	28,50,18,200
		(Capital)	2,37,62,000	—	2,37,62,000
16	Forest and Wild Life	(Revenue)	4,000	7,90,000	7,94,000
		(Capital)	11,99,000	—	11,99,000
17	Election	(Revenue)	10,34,03,500	—	10,34,03,500
18	Industries, Minerals, Supplies & Information Technology	(Revenue)	1,000	—	1,000
19	Social Justice and Empowerment	(Revenue)	33,36,59,000	—	33,36,59,000
20	Rural Development	(Revenue)	37,77,47,109	60,000	37,78,07,109
21	Co-operation	(Revenue)	6,76,57,000	—	6,76,57,000
		(Capital)	22,07,47,000	—	22,07,47,000
22	Food and Civil Supplies	(Revenue)	1,000	—	1,000
23	Power Development	(Revenue)	7,16,00,000	—	7,16,00,000
24	Printing and Stationery	(Revenue)	5,18,13,000	—	5,18,13,000
25	Road and Water Transport	(Revenue)	3,000	—	3,000
26	Tourism and Civil Aviation	(Revenue)	20,16,000	—	20,16,000
		(Capital)	2,99,46,000	—	2,99,46,000
27	Labour, Employment and Training	(Revenue)	65,27,000	—	65,27,000
		(Capital)	8,20,50,000	—	8,20,50,000
28	Urban Development, Town and Country Planning and Housing	(Revenue)	20,000	—	20,000
		(Capital)	—	1,59,41,984	1,59,41,984
29	Finance	(Revenue)	50,46,04,000	6,000	50,46,10,000
		(Capital)	—	1,000	1,000

30	Miscellaneous General Services	(Revenue)	7,69,97,000	—	7,69,97,000
31	Tribal Development	(Revenue)	15,91,61,000	—	15,91,61,000
		(Capital)	90,23,000	—	90,23,000
32	Scheduled Castes Sub-Plan	(Revenue)	1,000	—	1,000
		(Capital)	2,69,89,000	—	2,69,89,000
Total		(Revenue)	8,08,98,47,201	8,70,94,000	8,17,69,41,201
		(Capital)	1,39,79,06,352	6,64,41,909	1,46,43,48,261
Grand Total			9,48,77,53,553	15,35,35,909	9,64,12,89,462

STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of clause (1) of article 204 read with article 205 of the Constitution of India to provide for the appropriation from and out of the Consolidated Fund of the State of Himachal Pradesh of the moneys further required to meet the expenditure charged on the Consolidated Fund and other expenditure as voted by the Legislative Assembly in respect of the estimated expenditure of the Government of Himachal Pradesh for the financial year 2010-2011.

(PREM KUMAR DHUMAL)
Chief Minister.

SHIMLA :
The 3rd March, 2011.

RECOMMENDATIONS OF THE GOVERNOR UNDER ARTICLE 207 OF THE CONSTITUTION OF INDIA

[Finance Department File No. Fin.A.C.(6)2/2010]

The Governor, Himachal Pradesh, having been informed of the subject matter of Himachal Pradesh Appropriation Bill, 2011, recommends, under article 207 of the Constitution of India, the introduction in and consideration by the Legislative Assembly of the said Bill.